# GOVERNMENT OF INDIA
# LAW AND JUSTICE
# LOK SABHA

UNSTARRED QUESTION NO:1781
ANSWERED ON:01.08.2003
PENDING MURDER CASES
PRABODH PANDA

**Will the Minister of LAW AND JUSTICE be pleased to state:**

(a) the number of cases relating to murder pending in various courts in the country;

(b) the duration of pendency of the said cases;

(c) the reasons for delay in the disposal of these cases;

(d) whether the Government propose to issue some directions to courts to expedite disposal of these cases; and

(e) if so, the details thereof?

## Answer

MINISTER OF STATE FOR LAW AND JUSTICE (SHRI P.C. THOMAS)

(a) and (b) : Statements regarding pendency of cases under Section 366 of Cr.P.C. in the High Courtsand under Section 302 IPC in the subordinate judiciary are enclosed as Annexure - I and Annexure - II. No such classification of cases is maintained in the Department in respect of Supreme Court.

(c) : Pendency of cases, including cases relating to murder, is due to various complex factors. These, inter-alia, include non-filling up of vacancies of judges, inadequate judge strength, delay in investigation, non-production of witnesses, increased institution of cases on account of awareness of the rights on the part of the citizens, enactment of numerous laws, radical change in the pattern of litigation, frequent adjournment of cases, lawyer`s strike etc.

(d) and (e) : For speedy disposal of cases, the Government have taken the following measures:-

(i) Setting up of Fast Track Courts:- Fast Track Courts have been set up to speed up the trial of delayedcases, and in particular the cases of undertrials who have been in jail for a long time.

(ii) Computerisation:- A pilot project has been started for Networking and Computerisation of City Courtsin the four major metrocities of Delhi, Chennai, Kolkata and Mumbai to serve as a model. The project is aimed at augmenting capacities of courts and speeding up their disposal through better court management with the help of information technology.

(iii) Facilitation Centres/Enquiry Counter:- Government have sanctioned funds to States for establishing FacilitationCentres/Enquiry Counters in their respective High Courts under the Centrally Sponsored Scheme along with funds for use ofInformation Technology in High Courts.

(iv) Filling up of Vacancies:- Government have also been constantly reviewing the accumulation of arrears in courts. Besides reviewing and increasing judge strength of High Courts every three years, Government have setup/encouraged alternative modes of dispute resolution including conciliation, mediation and arbitration. State Governments and Union Territories have been requested to fill up vacant posts of judges/magistrates & supporting staff in District/Subordinate Courts.

Annexure - I

Statement referred to in reply to Parts (a) & (b) of Lok Sabha Unstarred Question No. 1781 for answer on 1.8.2003.

Pendency of cases under Section 366 of Cr.P.C. in the High Courts for confirmation of Death Sentences.

| Sl.No. | Name of High Court | Pendency of cases | As on | Less than 1 year | 1 - 5 years | 5 - 10 years | More than 10 Years |
|---|---|---|---|---|---|---|---|

| | | | | | | |
|---|---|---|---|---|---|---|
| 1 | Allahabad | 37 | 31/3/2003 | 16 | 20 | 1 - |
| 2 | Andhra Pradesh | - | 31/3/2003 | - | - | - - |
| 3 | Bombay | 6 | 31/3/2003 | 6 | - | - - |
| 4 | Calcutta | - | 31/3/2003 | - | - | - - |
| 5 | Delhi | 2 | 31/12/2000 | 2 | - | - - |
| 6 | Gauhati | 1 | 30/09/2002 | - | 1 | - - |
| 7 | Gujarat | 1 | 31/3/2003 | 1 | - | - - |
| 8 | Himachal Pradesh | - | 31/3/2003 | - | - | - - |
| 9 | J & K | 40 | 31/12/2002 | 2 | 18 | 16 4 |
| 10 | Karnataka | - | 31/12/2002 | - | - | - - |
| 11 | Kerala | - | 31/3/2003 | - | - | - - |
| 12 | Madhya Pradesh | 5 | 31/12/2002 | 4 | 1 | - - |
| 13 | Madras | 1 | 31/12/2002 | 1 | - | - - |
| 14 | Orissa | - | 31/3/2003 | - | - | - - |
| 15 | Patna | 1 | 31/3/2003 | 1 | - | - - |
| 16 | Punjab & Haryana | 5 | 30/06/2002 | 2 | 3 | - - |
| 17 | Rajasthan | 1 | 31/12/2002 | 1 | - | - - |
| 18 | Sikkim | - | 31/3/2003 | - | - | - - |
| | Total | 100 | | 36 | 43 | 17 4 |

Annexure - II

Statement referred to in reply to Parts (a) & (b) of Lok Sabha Unstarred Question No. 1781 for answer on 1.8.2003.

State-wise pendency of Murder Cases under Section 302 IPC

| Sl.No. | Name of States/UTs | As on | No.of cases pending | Less than 6 months | 6 - 12 months | 1 - 3 years | 3 - 10 years | Over 10 years |
|---|---|---|---|---|---|---|---|---|
| 1 | Andhra Pradesh | 12/2002 | 6109 | 1041 | 1242 | 3181 | 642 | 3 |
| 2 | Arunachal Pradesh | N.A. | - | - | - | - | - | - |
| 3 | Assam | 12/2001 | 2354 | 488 | 695 | 918 | 253 | 0 |
| 4 | Bihar | 06/2002 | 24165 | 1661 | 4577 | 9016 | 7204 | 1707 |
| 5 | Chhattisgarh | 06/2002 | 1330 | 435 | 436 | 264 | 175 | 20 |
| 6 | Goa | 12/2002 | 64 | 9 | 11 | 36 | 8 | 0 |
| 7 | Gujarat | 12/2002 | 3731 | 471 | 510 | 1513 | 1148 | 89 |
| 8 | Haryana | 12/2002 | 1395 | 390 | 278 | 553 | 171 | 3 |
| 9 | Himachal Pradesh | 12/2002 | 160 | 51 | 38 | 54 | 17 | 0 |
| 10 | J & K | 12/1999 | 2403 | 846 | 712 | 733 | 78 | 34 |
| 11 | Karnataka | 12/2002 | 4387 | 1109 | 959 | 1654 | 658 | 7 |
| 12 | Kerala | 06/2002 | 1263 | 163 | 273 | 621 | 202 | 4 |
| 13 | Madhya Pradesh | 06/2002 | 9757 | 1178 | 1380 | 2996 | 3704 | 499 |
| 14 | Maharashtra | 12/2002 | 12264 | 2934 | 1693 | 3376 | 3712 | 549 |
| 15 | Manipur | 12/2000 | 65 | 4 | 8 | 22 | 27 | 4 |
| 16 | Meghalaya | 12/1999 | 599 | 96 | 63 | 157 | 180 | 103 |
| 17 | Mizoram | 06/2001 | 123 | 18 | 38 | 61 | 6 | 0 |
| 18 | Nagaland | Not received | - | - | - | - | - | - |
| 19 | Orissa | 12/2002 | 1992 | 400 | 449 | 866 | 277 | 0 |
| 20 | Punjab | 12/2002 | 1386 | 293 | 299 | 625 | 167 | 2 |
| 21 | Rajasthan | 12/2002 | 2633 | 496 | 451 | 907 | 729 | 50 |
| 22 | Sikkim | 12/1999 | 27 | 7 | 11 | 5 | 4 | 0 |
| 23 | Tamil Nadu | 12/2002 | 4692 | 1391 | 1174 | 1406 | 604 | 117 |
| 24 | Tripura | 12/2002 | 243 | 74 | 102 | 48 | 17 | 2 |
| 25 | Uttar Pradesh | 06/2002 | 39178 | 4496 | 6998 | 13114 | 13132 | 1438 |
| 26 | West Bengal | 06/2002 | 4140 | 1147 | 992 | 1096 | 800 | 105 |
| 27 | A & Nicobar | 06/2002 | 45 | 14 | 13 | 16 | 2 | 0 |
| 28 | Chandigarh | 12/2002 | 55 | 2 | 14 | 30 | 9 | 0 |
| 29 | D & N Haveli | 12/2002 | 13 | 2 | 3 | 5 | 2 | 1 |
| 30 | Daman & Diu | 12/2002 | 12 | 5 | 1 | 6 | 0 | 0 |
| 31 | Delhi | 12/2002 | 1292 | 230 | 156 | 556 | 306 | 44 |
| 32 | Lakshadweep | 12/2002 | 0 | 0 | 0 | 0 | 0 | 0 |
| 33 | Pondicherry | 12/2002 | 33 | 4 | 11 | 4 | 14 | 0 |
| | Total | | 125910 | 19455 | 23587 | 43839 | 342448 | 4781 |